Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

# Message Text

CONFIDENTIAL

PAGE 01 PHNOM 09452 160646Z

11
ACTION EA-14

INFO OCT-01 EUR-25 ISO-00 CU-05 IO-14 OMB-01 AID-20

CIAE-00 DODE-00 PM-07 H-03 INR-11 L-03 NSAE-00 NSC-07

PA-04 RSC-01 PRS-01 SP-03 SS-20 USIA-15 NIC-01 COME-00

EB-11 IGA-02 TRSE-00 ABF-01 DRC-01 /171 W
---------- 129655
R 160530Z JUL 74
FM AMEMBASSY PHNOM PENH
TO SECSTATE WASHDC6915
INFO AMEMBASSY BANGKOK
AMEMBASSY PARIS
AMEMBASSY SAIGON
CINCPAC
COMUSSAG

C O N F I D E N T I A L PHNOM PENH 9452

E. O. 11652: GDS
TAGS: PINT, PINS, EAID, CB
SUBJECT: DETAINED STUDENT AND TEACHER LEADERS RECEIVE SENTENCES

REF: A) PHNOM PENH 7224
B) PHNOM PENH 7250
C) STATE 135799
D) PHNOM PENH 9097
E) STATE 151977

1. AT ITS JULY 12 SITTING THE MIITARY TRIBUNAL DECIDED
THE CASES OF NINE TEACHERS AND STUDENTS ARRESTED BETWEEN
MAY 14-26 (REFS A AND B) ON GROUNDS OF SUBVERSION OR HOLD-
ING ILLEGAL ASSEMBLY. TWO OTHERS WERE TRIED IN ABSENTIA.
(THESE ARRESTS SPARKED THE DEMONSTRATIONS WHICH RESULTED IN
THE JUNE 4 MURDERS OF THE MINISTER OF EDUCATION AND A PRESI-
DENTIAL ADVISOR HELD HOSTAGE AT A LARGE SECONDARY SCHOOL.)
THE COURT FOUND SEVEN TEACHER AND STUDENT LEADERS
GUILTY OF HOLDING ILLEGAL ASSEMBLY AND GAVE THEM A
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 PHNOM 09452 160646Z

SUSPENDED SENTENCE OF THREE MONTHS IMPRISONMENT. THIS

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

GROUP INCLUDES THE PRESIDENT OF THE ASSOCIATION OF SECONDARY STUDENTS, EA PORLY (AKA LE POLY); AND THE CHAIRMAN OF THE MIXED TEACHERS STRIKE COMMITTEE, PEN MANIL.

2. UNIVERSITY STUDENTS ASSOCIATION PRESIDENT LOCH SOEUN AND A COLLEAGUE WERE FOUND GUILTY OF THE SAME CHARGE AND SENTENCED, IN ABSENTIA, TO TWO MONTHS' IMPRISONMENT. THEY ARE STILL AT LARGE. CHARGES OF COMPLICITY WITH THE ENEMY WERE WITHDRAWN IN ALL OF THE ABOVE NINE CASES.

3. IN A RELATED DEVELOPMENT, PRESIDENT LON NOL PARDONED MINISTRY OF EDUCATION OFFICIAL YI YON WHO, ACCORDING TO THE MINISTRY OF THE INTERIOR, "ADMITTED TO HIS CRIME AND UNDERTOOK NOT TO SERVE THE ENEMY AGAIN." HIS COLLEAGUE OUL CHAND REMAINS IN JAIL. PERHAPS AS MANY AS EIGHT OTHER PERSONS, SOME OF THEM STUDENTS, ARE REPORTEDLY STILL BEING HELD. THEY WERE ARRESTED AFTER THE JUNE 4 MURDERS.

4. COMMENT: THE DECISION WILL DOUBTLESS RECEIVE MORE INTERNATIONAL THAN DOMESTIC APPLAUSE. THE SUSPENDED SENTENCES WILL AT FIRST DISMAY SOME KHMER WHO BELIEVE THE GOVERNMENT COULD HAVE CEDED TO STUDENT DEMANDS, RELEASED THE NINE, AND THUS PREVENTED THE DEVELOPMENT OF THE CONFRONTATION WHICH RESULTED IN THE DEATH OF THE TWO HOSTAGES ON JUNE 4. OTHERS WILL BE UNHAPPY WITH THE LIGHT SENTENCES THE RADICAL LEADERS RECEIVED. THE GKR, HOWEVER, HAPPILY HAS FOLLOWED A RESTRAINED AND SENSITIVE APPROACH TO A DIFFICULT PROBLEM. MOST KHMER CAN BE EXPECTED TO GIVE IT CREDIT FOR HAVING PERMITTED DUE PROCESS TO RUN ITS COURSE.

5. EMBASSY OFFICERS INFORMALLY RAISED THE NEED FOR SPEEDY DISPOSITION OF THE CASES AT VARIOUS GKR LEVELS ON SEVERAL OCCASIONS. THE DCM, IN ADDITION, URGED THAT THE NIGH SHOULD BE BROUGHT TO TRIAL OR ELSE RELEASED IN SUPPLEMENTARY REMARKS AT THE TIME HE DELIVERED A DIPLOMATIC NOTE ON SECTION 32 OF THE FOREIGN ASSISTANCE CONFIDENTIAL



ACT (REF D).

6. THE DEPARTMENT MAY WISH TO CITE THIS DEMARCHE, AND THE POSITIVE RESULT FOR WHICH IT MAY HAVE BEEN RESPONSIBLE, AT LEAST IN PART, IN THE PLANNED LETTER TO DR. MORGAN OF THE HFAC PROVIDING AN INTERIM REPORT ON ACTIONS TAKEN IN SUPPORT OF SECTION 32 OF THE FAA (REF E). IT WOULD OF COURSE BE BEST TO TREAT AS CONFIDENTIAL THE POSSIBLE

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

CONNECTION BETWEEN THE EMBASSY'S DEMARCHE AND THE
DISPOSITION OF THE CASES OF THE STUDENT AND TEACHER
LEADERS, AS WE WOULD WISH TO AVOID GIVING THE IMPRESSION
THAT WE BELIEVE THE GKR ACTED IN RESPONSE TO OUR
PRESSURE.
DEAN

CONFIDENTIAL

NNN

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

# Message Attributes

**Automatic Decaptioning:** X
**Capture Date:** 01 JAN 1994
**Channel Indicators:** n/a
**Current Classification:** UNCLASSIFIED
**Concepts:** HUMAN RIGHTS, PENAL SYSTEM, TEACHERS, STUDENT GROUPS, CIVIL DISORDERS, COURTS MARTIAL
**Control Number:** n/a
**Copy:** SINGLE
**Draft Date:** 16 JUL 1974
**Decaption Date:** 01 JAN 1960
**Decaption Note:**
**Disposition Action:** RELEASED
**Disposition Approved on Date:**
**Disposition Authority:** GolinoFR
**Disposition Case Number:** n/a
**Disposition Comment:** 25 YEAR REVIEW
**Disposition Date:** 28 MAY 2004
**Disposition Event:**
**Disposition History:** n/a
**Disposition Reason:**
**Disposition Remarks:**
**Document Number:** 1974PHNOM09452
**Document Source:** CORE
**Document Unique ID:** 00
**Drafter:** n/a
**Enclosure:** n/a
**Executive Order:** GS
**Errors:** N/A
**Film Number:** D740189-1162
**From:** PHNOM PENH
**Handling Restrictions:** n/a
**Image Path:**
**ISecure:** 1
**Legacy Key:** link1974/newtext/t19740745/aaaabmkm.tel
**Line Count:** 121
**Locator:** TEXT ON-LINE, ON MICROFILM
**Office:** ACTION EA
**Original Classification:** CONFIDENTIAL
**Original Handling Restrictions:** n/a
**Original Previous Classification:** n/a
**Original Previous Handling Restrictions:** n/a
**Page Count:** 3
**Previous Channel Indicators:**
**Previous Classification:** CONFIDENTIAL
**Previous Handling Restrictions:** n/a
**Reference:** A) PHNOM PENH 7224
**Review Action:** RELEASED, APPROVED
**Review Authority:** GolinoFR
**Review Comment:** n/a
**Review Content Flags:**
**Review Date:** 23 APR 2002
**Review Event:**
**Review Exemptions:** n/a
**Review History:** RELEASED <23 APR 2002 by shawdg>; APPROVED <27 MAR 2003 by GolinoFR>
**Review Markings:**

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

**Review Media Identifier:**
**Review Referrals:** n/a
**Review Release Date:** n/a
**Review Release Event:** n/a
**Review Transfer Date:**
**Review Withdrawn Fields:** n/a
**Secure:** OPEN
**Status:** NATIVE
**Subject:** DETAINED STUDENT AND TEACHER LEADERS RECEIVE SENTENCES
**TAGS:** PINT, PINS, EAID, CB
**To:** STATE
**Type:** TE
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005

Declassified/Released US Department of State EO Systematic Review 30 JUN 2005